DEC 06 2004 BY

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q63704

FOSTICK, GIDEON, et al.

Appln. No.: 09/848,339

Group Art Unit: 2686

Confirmation No.: 6762

Examiner: Willie J. Daniel, Jr.

Filed: May 04, 2001

For: SMS AUTOMATIC REPLY AND AUTOMATIC HANDLING

NOTICE OF APPEAL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final Office Action dated June 4, 2004.

A check for the statutory fee of \$340.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this sheet is enclosed.

12/07/2004 SSITHIB1 00000011 09848339

01 FC:1401

340.00 OP

SUGHRUE MION, PLLC Telephone: (202) 293-7060 Facsimile: (202) 293-7860

 $\begin{array}{c} \text{WASHINGTON OFFICE} \\ 23373 \end{array}$

CUSTOMER NUMBER

Date: December 6, 2004

Respectfully submitted,

William H. Mandir Registration No. 32,156